CERTIFICATE OF SERVICE

Counsel for Defendant certifies that the foregoing pleading is true and accurate to the best of her information and belief, and that a copy of the foregoing document has been served this day upon:

U S Attorneys Office Southern District of California 880 Front Street Room 6293 San Diego, CA 92101 (619)557-5610

Fax: (619)557-5917

Email: Efile.dkt.gc2@usdoj.gov

Dated: October 9, 2007 /s/ Kris Kraus

KRIS KRAUS Federal Defenders 225 Broadway, Suite 900 San Diego, CA 92101-5030 (619) 234-8467 (tel) (619) 687-2666 (fax) e-mail: kris_kraus@fd.org